

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

In Re Tyco International, Ltd.  
Multidistrict Litigation (MDL 1335)

MDL Docket #02-1335-PB  
Case No. 05-cv-1338

ORDER

Re: Document No. 934, Motion to Dismiss the Complaint

Ruling: Tyco's carefully reasoned memorandum in support of its motion to dismiss identifies the many fatal defects in plaintiff's complaint. Plaintiff has failed to file a timely response to the motion. Nor has he sought permission to file a late response despite having been on notice of the motion's existence and the court's announced intention to grant the motion since May 22, 2007. Under these circumstances, a detailed written ruling is not necessary. The motion to dismiss is granted for the reasons set forth in the memorandum Tyco filed in support of its motion to dismiss.

/s/ Paul Barbadoro  
Paul Barbadoro  
U.S. District Judge

Date: June 13, 2007

cc: Counsel of Record  
Adam Harrison Smith, Esq.